

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH DAKOTA
WESTERN DIVISION

FILED

JAN 24 2017


CLERK

UNITED STATES OF AMERICA,

CR 16-50137

Plaintiff,

SUPERSEDING INDICTMENT

vs.

Misprision of a Felony
(18 U.S.C. § 4)

TIFFANEE GARNIER,
a/k/a Tiffanee Alford,
a/k/a "Love",

First Degree Murder
(18 U.S.C. §§ 1111(a) and 1153)

Defendant.

The Grand Jury charges:

Count I

On or about October 16, 2016, at Pine Ridge, in the District of South Dakota, the defendant, Tiffanee Garnier, a/k/a Tiffanee Alford, a/k/a "Love," having knowledge of the actual commission of a felony cognizable by a court of the United States, to wit, the fatal shooting of Vincent Brewer III, did conceal the same by assisting the assailants of Vincent Brewer III in fleeing the scene and did not as soon as possible make known the same to some judge or other person in civil authority under the United States, all in violation of 18 U.S.C. § 4.

Count II

On or about October 16, 2016, in Pine Ridge, in Indian country, in the District of South Dakota, the defendant, Tiffanee Garnier, a/k/a Tiffanee Alford, a/k/a "Love," an Indian person, with malice aforethought did unlawfully kill

Vincent Brewer III, by shooting him, and did aid and abet others in doing so, all in violation of 18 U.S.C. §§ 1111(a), 2 and 1153.

A TRUE BILL

NAME REDACTED

Foreperson

RANDOLPH J. SEILER
United States Attorney

By 

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH DAKOTA
WESTERN DIVISION

UNITED STATES OF AMERICA,

CR 16-50137

Plaintiff,

FACTUAL BASIS STATEMENT

vs.

TIFFANEE GARNIER,

Defendant.

The Defendant states the following facts are true, and the parties agree they establish a factual basis for the offense to which the Defendant is pleading guilty pursuant to Federal Rules of Criminal Procedure 11(b)(3):

On October 16, 2016, at approximately 3:00 p.m., two vehicles occupied by at least seven individuals, including the defendant Tiffanee Garnier, arrived at the Boys and Girls Club in Pine Ridge, SD. Multiple people exited the two vehicles holding firearms, and several of them were wearing masks. Vincent Brewer III, a/k/a Vinny Brewer, and others were in the parking lot. Garnier knew several of the vehicle occupants were attempting to locate Brewer. Brewer appeared to know several of the people and the reason the assailants were present. After a brief physical assault, several people shot Vinny Brewer multiple times. Brewer died immediately from his gunshot injuries. Garnier was present for Brewer's murder. All of the assailants re-entered the two vehicles. Garnier was the driver of one of the vehicles. Garnier drove herself and other individuals, including some of the individuals who shot Brewer, away from the Boys and Girls

Club. Garnier accompanied the group back to Colorado after Brewer's murder, and thereby assisted the offenders in preventing their apprehension.

RANDOLPH J. SEILER
United States Attorney

8/28/17
Date

Kathryn N. Rich
Kathryn N. Rich
Assistant United States Attorney
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Rapid City, SD 57701
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August 25/2017
Date

Tiffany Garnier
Tiffany Garnier
Defendant

8/25/17
Date

Lorie B. Melone
Lorie B. Melone
Attorney for Defendant

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH DAKOTA
WESTERN DIVISION

FILED

Mar 20 2018

Matthew Thelen
CLERK

UNITED STATES OF AMERICA,

CR 17-50049

Plaintiff,

REDACTED SECOND SUPERSEDING
INDICTMENT

vs.

MYLES JACOB TUTTLE,
FRANCISCO VILLANUEVA,
a/k/a "Gumby," a/k/a "Pancho,"
ADAN JAMES CORONA, a/k/a
"Ace Boogie," and
ESTEVAN BAQUERA, a/k/a
"Obama,"

First Degree Murder (Premeditated)
(18 U.S.C. §§ 1111(a), 2, 1152 & 1153)

First Degree Murder (Felony Murder)
(18 U.S.C. §§ 1111(a), 2, 1152 & 1153)

Conspiracy to Commit Assault
(18 U.S.C. §§ 113(a)(3), 1152, 1153,
& 371)

Defendants.

Use of a Firearm during a Crime of
Violence
(18 U.S.C. § 924(c)(1)(A)(iii))

Brandishing a Firearm in Furtherance
of a Crime of Violence
(18 U.S.C. § 924(c)(1)(A)(ii))

Possession of Ammunition by a
Prohibited Person
(18 U.S.C. § 922(g)(1))

Accessory After the Fact to
First Degree Murder
(18 U.S.C. § 3)

The Grand Jury charges:

COUNT I

On or about October 16, 2016, at Pine Ridge, in Indian country, in the
District of South Dakota, the defendants, Myles Jacob Tuttle, an Indian person,

Francisco Villanueva, a/k/a "Gumby," a/k/a "Pancho," Adan James Corona, an Indian person, a/k/a "Ace Boogie," and Estevan Baquera, a/k/a "Obama," with malice aforethought did unlawfully kill Vincent Von Brewer III, an Indian person, by shooting him, and did aid and abet one another and others in doing so, all in violation of 18 U.S.C. §§ 1111(a), 2, 1152 and 1153.

COUNT II

On or about October 16, 2016, at Pine Ridge, in Indian country, in the District of South Dakota, the defendants, Myles Jacob Tuttle, an Indian person, Francisco Villanueva, a/k/a "Gumby," a/k/a "Pancho," Adan James Corona, an Indian person, a/k/a "Ace Boogie," and Estevan Baquera, a/k/a "Obama," with malice aforethought did unlawfully kill Vincent Von Brewer III, an Indian person, in the perpetration of and attempted perpetration of kidnapping, and did aid and abet one another and others in doing so, all in violation of 18 U.S.C. §§ 1111(a), 2, 1152 and 1153.

COUNT III

On or about October 16, 2016, at Pine Ridge, in Indian country, in the District of South Dakota, the defendants, Myles Jacob Tuttle, an Indian person, Francisco Villanueva, a/k/a "Gumby," a/k/a "Pancho," Adan James Corona, an Indian person, a/k/a "Ace Boogie," and Estevan Baquera, a/k/a "Obama," and others known and unknown to the Grand Jury, knowingly and intentionally combined, conspired, confederated and agreed to commit the following offense against the laws of the United States, to wit: assault with a dangerous weapon, namely, multiple firearms, with intent to do bodily harm to Vincent Von Brewer

III, an Indian person, in violation of 18 U.S.C. §§ 113(a)(3), and among the objects of this conspiracy are the following:

A. THE CONSPIRACY:

On or about October 16, 2016, the defendants, Francisco Villanueva a/k/a "Gumby," a/k/a "Pancho," Adan James Corona, a/k/a "Ace Boogie," an Indian person, and Estevan Baquera, a/k/a "Obama," and others, traveled from Colorado to South Dakota to collect an alleged drug debt from Vincent Von Brewer III. On the morning the group traveled to Rapid City, South Dakota, they met with Myles Tuttle, an Indian person. The group then drove two cars to Pine Ridge, South Dakota, Indian country, with a plan to assault and kidnap Vincent Von Brewer III in order to collect the alleged drug debt.

B. OVERT ACTS IN FURTHERANCE OF THE CONSPIRACY:

In furtherance of the conspiracy and to effect the objects thereof, the defendants, Myles Jacob Tuttle, Francisco Villanueva a/k/a "Gumby," a/k/a "Pancho," Adan James Corona, a/k/a "Ace Boogie," and Estevan Baquera, a/k/a "Obama," and others known and unknown to the grand jury did commit the following overt acts, among others, in the District of South Dakota:

1. All but Tuttle drove from Colorado to South Dakota in possession of multiple firearms with the intent to collect an alleged drug debt from Vincent Von Brewer III. Tuttle joined the group in Rapid City, South Dakota.

2. All of the persons drove around Pine Ridge on October 16, 2016 looking for Brewer, and spoke to, and picked up, persons to assist them in locating him.
3. Upon locating Brewer in front of the Sioux Ann Big Crow Center, some members of the group physically assaulted Brewer and attempted to kidnap him by shoving him into the backseat of one of their two vehicles.
4. When Brewer escaped the vehicle he was immediately shot several times by multiple shooters, including Francisco Villanueva, a/k/a "Gumby," a/k/a "Pancho," and Adan James Corona, a/k/a "Ace Boogie."

all in violation of 18 U.S.C. §§ 371, 1152 and 1153.

COUNT IV

On or about October 16, 2016, at Pine Ridge, in Indian country, in the District of South Dakota, the defendants, Francisco Villanueva, a/k/a "Gumby," a/k/a "Pancho," and Adan James Corona, a/k/a "Ace Boogie," during and in relation to crimes of violence for which they could be prosecuted in a court of the United States, that is the murder of Vincent Von Brewer III, an Indian person, in violation of 18 U.S.C. §§ 1111, 2, 1152 and 1153, and conspiracy to commit assault, in violation of 18 U.S.C. §§ 113(a)(3), 371, 1152, and 1153, did use and carry and discharge a firearm, all in violation of 18 U.S.C. § 924(c)(1)(A)(iii).

COUNT V

On or about October 16, 2016, at Pine Ridge, in Indian country, in the District of South Dakota, the defendant, Estevan Baquera, a/k/a "Obama," in furtherance of crimes of violence for which he could be prosecuted in a court of the United States, that is aiding and abetting the murder of Vincent Von Brewer III, an Indian person, in violation of 18 U.S.C. §§ 1111, 2, and 1152, and conspiracy to commit assault, in violation of 18 U.S.C. §§ 113(a)(3), 371, and 1152 did carry and brandish a firearm, all in violation of 18 U.S.C. § 924(c)(1)(A)(ii).

COUNT VI

On or about October 16, 2016, at Pine Ridge, in Indian country, in the District of South Dakota, the defendants, Francisco Villanueva a/k/a "Gumby," a/k/a "Pancho," and Adan James Corona, a/k/a "Ace Boogie," having been previously convicted of a crime punishable by imprisonment for more than one year, did knowingly possess ammunition, which had been previously shipped and transported in interstate and foreign commerce, all in violation of 18 U.S.C. § 922(g)(1).

COUNT VII

On or about October 16, 2016, in Pine Ridge, in the District of South Dakota, and elsewhere, the defendant, Myles Jacob Tuttle, knowing that an offense against the United States had been committed, to wit, First Degree Murder in violation of 18 U.S.C. §§ 1111(a), 2, 1152, and 1153, did receive, relieve, comfort, and assist multiple individuals, known and unknown to the

Grand Jury, involved in the murder of Vincent Von Brewer III, in order to hinder and prevent the apprehension, trial, and punishment of said individuals, all in violation of 18 U.S.C. § 3.

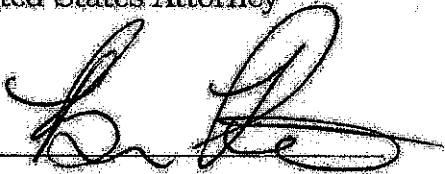
A TRUE BILL

NAME REDACTED

Foreperson

RONALD A. PARSONS JR.
United States Attorney

By

A handwritten signature in dark ink, appearing to be 'R. Parsons', written over a horizontal line.

AO 91 (Rev. 11/11) Criminal Complaint

UNITED STATES DISTRICT COURT

for the
District of South Dakota

United States of America
v.
JASON PATRICK BACA

Case No. 5:19-mj-53

Defendant(s)

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of September 1, 2018 - May 12, 2019 in the county of Pennington in the
District of South Dakota, the defendant(s) violated:

Code Section

18 U.S.C. § 1512(b)(2)(A)

Offense Description

Attempted Tampering with a Witness

The complaint is based on the facts set forth in the attached affidavit. The offense is described as follows:

The defendant, Jason Patrick Baca did knowingly attempt to intimidate, threaten, and corruptly persuade Tiffanee Garnier, a/k/a Tiffanee Alford, with the intent to cause and induce Tiffanee Garnier, a/k/a Tiffanee Alford to withhold testimony from an official proceeding, namely testimony regarding the October 16, 2016 murder of Vincent Von Brewer III and the related charges in the case of United States vs. Francisco Villanueva, Adan Corona, Estevan Baquera and Myles Tuttle, United States District Court, District of South Dakota, Western Division case number 17-50049.

☒ Continued on the attached sheet.



Complainant's signature

Christian Corwin, Special Agent, FBI

Printed name and title

Sworn to before me and ☒ signed in my presence.

☐ Submitted, attested to and acknowledged by reliable electronic means.

Date: 5-15-17



Judge's signature

City and state: Rapid City, SD

Daneta Wollmann

Printed name and title

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH DAKOTA
WESTERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JASON PATRICK BACA,

Defendant.

CR 5:19-CR-50070

REDACTED INDICTMENT

Attempted Tampering with a Witness
(18 U.S.C. § 1512(b)(2)(A))

The Grand Jury Charges:

On or about between September 1, 2018, and May 12, 2019, in the District of South Dakota and elsewhere, the defendant, Jason Patrick Baca, did knowingly attempt to intimidate, threaten, and corruptly persuade Tiffanee Garnier, a/k/a Tiffanee Alford, with the intent to cause and induce Tiffanee Garnier, a/k/a Tiffanee Alford, to withhold testimony from an official proceeding, namely testimony regarding the October 16, 2016, murder of Vincent Von Brewer III and the related charges in the case of United States v. Francisco Villanueva, Adan Corona, Estevan Baquera, and Myles Tuttle, United States District Court, District of South Dakota, Western Division case number 17-50049, all in violation of 18 U.S.C. § 1512(b)(2)(A).

A TRUE BILL:

Name Redacted

Foreperson

RONALD A. PARSONS, JR.
UNITED STATES ATTORNEY

By: Matthew N. N.